IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 2736 OF 2006

WITH

WRIT PETITION NO. 2737 OF 2006

Mrs.Aarti Pravin Tambat and anr. ...Petitioners
Versus
The Maharashtra State Financial
Corporaton and anr. ....Respondents

R.A.Thorat for the petitioners.
R.M.Haridas for the respondents.

CORAM: S.C.DHARMADHIKARI, J.

27.11.2007

P.C. :

1. By these petitions under Article 227 of the Constitution of India, the challenge is to order passed by the Additional District Judge, Satara in Misc.Civil Appeal No.176 of 2005 whereunder the learned Judge has dismissed the Appeal of the present petitioners. In substance, the order passed by the Trial court refusing injunction has been confirmed.

2. When this matter was placed before this court, this court was pleased to record the statement of the Learned counsel appearing for the petitioners that they are ready and willing to put an end to the dispute with the Maharashtra State Finance Corporation. On 6.11.2006 an order passed by this court recording that a proposal was forwarded by the petitioner and it is under active consideration of the MSFC. The matter was adjourned to enable a decision to be taken on the same.

3. Thereafter, this petition was placed alongwith other petition and it was informed that the balance sum of Rs.22,40,000/- was to be paid from 25.4.2007 till 24.10.2007. Therefore, the matter was placed on 26.10.2007 and it was recorded that substantial payment has been made and balance sum of Rs.8,00,000/- remains to be paid by M/s. Jindal Steels Ltd. The interim relief was continued on this statement till 26.10.2007. On 26.10.2007 the ad-interim order has been continued till date.

4. Mr.Thorat appearing for the petitioner on instructions makes a statement that a further sum of

Rs.1,00,000/- has been paid and the balance sum would now be paid within a period of eight weeks from today.

5. The MSFC has confirmed this arrangement and none appears before me to dispute the same.

6. In such circumstances, both petitions are disposed off in terms of the proposal forwarded by the petitioner to the Corporation. Time as prayed of eight weeks is granted to pay the balance sum. To enable the petitioners to pay the sum, the ad-interim order granted by this court on 24.4.2007 to continue for a period of twelve weeks from today. Both the Petitions are disposed off.

sd/-

****